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Before the  
Federal Communications Commission  
Washington DC 20554

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JUN 11 1997

Federal Communications Commission  
Office of Secretary

In the Matter of )  
 )  
Advanced Television Systems )  
and Their Impact upon )  
Existing Television Broadcast )  
Service )

MM Docket No. 87-268

To: The Commission

**Petition For Partial Reconsideration**  
**of Sixth Report and Order**

Sonshine Family TV Corp. (Sonshine) licensee of Station WBPH-TV (Channel 60), Bethlehem, PA., by and through its undersigned counsel, submits the following Petition for Partial Reconsideration of the Sixth Report and Order, released April 21, 1997, in the above-captioned proceeding.

1. At Appendix B, page B-35, of its Sixth Report and Order, the Commission has assigned Station WBPH-TV the DTV Channel 59, with an effective radiated power of 64.5 kilowatts and a HAAT of 284 meters. While Sonshine does not object to the assignment of DTV Channel 59 to WBPH-TV, it requests that the effective radiated power on Channel 59 be increased or that a different DTV Channel be assigned to Station WBAL-TV, Baltimore, Maryland.

2. In addition to Bethlehem, PA., the Commission has assigned DTV Channel 59 to Station WBAL-TV Baltimore, Maryland with an effective radiated power of 1000 kilowatts and a HAAT of 305 meters (See Appendix B, page B-23 of the Sixth Report and Order).

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3. The communities of Bethlehem PA and Baltimore Maryland are approximately 100 miles distant, one from the other. Thus, with such a difference in powers (1000 kw v. 65.5 kw) there will be significant interference to Station WBPB-TV relatively close to Bethlehem, PA.

4. Moreover, such a low DTV power for Station WBPB-TV is not consistent with the Commission's goal of providing service replication between NTSC and DTV service areas. On August 12, 1996, the Commission granted Sonshine's Application (BPCT 960131KF) to increase WBPB-TV's power to 2950 kw with a HAAT of 294 meters, and whereas that grant originally was conditioned upon the outcome of this proceeding, the Commission at paragraph 33 of its Sixth Report and Order, stated: "Accordingly, the DTV Table of Allotments adopted herein is based on a data base that is current as April 3, 1997. This data base includes new station parameters corresponding to modification of facilities granted to date, and to the extent possible, provides for replication of modified facilities that were granted on a conditional basis" (emphasis added). Sonshine realizes that there cannot be full replication in all instances, and that it is not possible in such a complicated allocation process to provide interference free-allocations in each instance. However the very significant differences in power on DTV Channel 59 between WBAL-TV and WBPB-TV does not fit the balanced replication which the Commission has strived to accomplish.

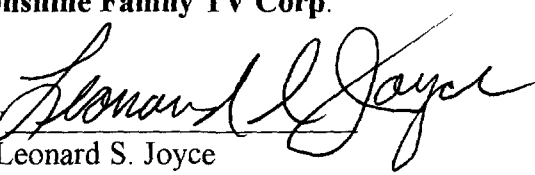
5. The premises considered, it is requested that the Commission revisit the DTV Channel assignment of Channel 59 to WBAL-TV, and, upon reconsideration, assign Station WBAL-TV a different DTV Channel. Alternatively, if such proves to be impossible or impracticable, the

Commission should substantially increase WBPH-TV's DTV power (to at least 150 kw) to "push back" the interference which will result to WBPH-TV from WBAL-TV's 1000 kw operation.<sup>1</sup>

Respectfully Submitted,

**Sonshine Family TV Corp.**

By

  
Leonard S. Joyce

Its Counsel

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June 13, 1997

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<sup>1</sup> Sonshine realizes that both WBPH-TV and WBAL-TV eventually will be required to move from Channel 59 to a core Channel. However, in the transition phase, operation of both on Channel 59 with the presently assigned powers will result in very considerable interference to WBPH-TV.

**Certificate of Service**

I, Snowden Dove, a secretary in the Law Offices of Leonard S. Joyce, do hereby certify that the foregoing **Petition For Partial Reconsideration of Sixth Report and Order** was served this 13th Day of June, 1997, by mailing true copies thereof, postage prepaid, to the following persons at the addresses listed below:

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